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8 **UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA**

10 UNITED STATES OF AMERICA,

11 Plaintiff,

12 vs.

13 GILBERT R. ROUSSEAU,

14 Defendant.

Case No. 2:16-cr-97-KJD-EJY

SIXTEENTH STIPULATION TO
CONTINUE SENTENCING

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16 The United States of America, through Jason M. Frierson, United States Attorney, and
17 Daniel J. Cowhig, Assistant United States Attorney, and the defendant Gilbert R. Rousseau, by
18 and through his counsel, Paola M. Armeni, Clark Hill PLLC, stipulate and agree to jointly
19 move this Honorable Court to vacate the sentencing hearing set for Tuesday, May 9, 2023, at
20 10:30 a.m. and reset the sentencing proceedings in this matter at a date on or after August 1,
21 2023.

22 The parties make this stipulation and motion under Fed. R. Crim. Pro. 32(b)(2) for good
23 cause and not for the purposes of delay.
24

Present counsel for Mr. Rousseau was not party to the original discussions between defense and the government. The parties have agreed to meet and confer regarding the case. Defense has received and reviewed investigative materials in the case. Defense counsel will require further time to explore any issues pertinent to sentencing, including further consultation with Mr. Rousseau and possible objections to the Presentence Investigation Report, received by prior defense counsel without comment. These steps are necessary precursors to preparation of a sentencing memorandum on Mr. Rousseau's behalf.

Further, the assigned AUSA will be out of the district at the time of the presently scheduled sentencing hearing.

Based on the forgoing facts, the parties agree that it is in the interest of justice to defer sentencing. Defendant Rousseau believes it is in his best interest to do so.

Defendant Rousseau is not in custody and agrees to this continuance.

Denial of this request for continuance could result in a miscarriage of justice.

This is the sixteenth request to continue sentencing in this matter.

The parties respectfully request this Honorable Court issue the attached proposed Order to accomplish these ends.

Dated May 1, 2023

Counsel for Defendant
GILBERT R. ROUSSEAU

JASON M. FRIERSON
United States Attorney

//s// Paola M. Armeni

//s// Daniel J Cowhig

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DANIEL J. COWHIG
Assistant United States Attorney

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4 **UNITED STATES DISTRICT COURT**
5 **DISTRICT OF NEVADA**

6 UNITED STATES OF AMERICA,

7 Plaintiff,

8 vs.

9 GILBERT R. ROUSSEAU,

10 Defendant.

Case No. 2:16-cr-97-KJD-EJY

ORDER

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12 **FINDINGS OF FACT AND CONCLUSIONS OF LAW**

13 Based on the stipulation of the parties and the record in these matters, the Court finds
14 that the parties make this stipulation and motion for good cause and not for the purposes of
15 delay. The parties agree that it is in the interest of justice to defer sentencing.

16 Present counsel for Mr. Rousseau was not party to the original discussions between
17 defense and the government. The parties have agreed to meet and confer regarding the case.
18 Defense has received and reviewed investigative materials in the case. Defense counsel will
19 require further time to explore any issues pertinent to sentencing, including further consultation
20 with Mr. Rousseau and possible objections to the Presentence Investigation Report, received by
21 prior defense counsel without comment. These steps are necessary precursors to preparation of
22 a sentencing memorandum on Mr. Rousseau's behalf. Further, the assigned AUSA will be out
23 of the district at the time of the presently scheduled sentencing hearing.
24

1 Based on the forgoing facts, the parties agree that it is in the interest of justice to defer
2 sentencing. Defendant Rousseau believes it is in his best interest to do so.

3 Defendant Rousseau is not in custody and agrees to this continuance.

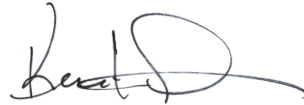
4 Denial of this request for continuance could result in a miscarriage of justice.

5 This is the sixteenth request to continue sentencing in this matter.

6 **ORDER**

7 **IT IS HEREBY ORDERED**, on the stipulation of the parties and good cause appearing
8 therefor, that the sentencing hearing set for Tuesday, May 9, 2023, at 10:30 a.m. be vacated and
9 reset for August 22, 2023, at 10:00 a.m. in Las Vegas Courtroom 4A.

10 **IT IS SO ORDERED** this May 3, 2023.

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13 THE HONORABLE KENT J. DAWSON
14 UNITED STATES DISTRICT JUDGE
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